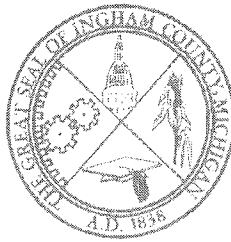


Pamela J. McCabe
Chief Judge

James B. Pahl
Magistrate



Rosemarie E. Aquilina
Judge

Anethia O. Brewer
Court Administrator

Beryl J. Frenger,
Chief Probation Officer / Sobriety Court Coordinator

55th Judicial District Court of the State of Michigan

700 Buhl Avenue, Mason, Michigan 48854 – Phone 517.676.8400

WINDOW PEEPING ISSUES

6/29/05

BERYL J. FRENGER
CHIEF PROBATION OFFICER /SOBRIETY COURT COORDINATOR
(517) 676-8424
BFRENGER@INGHAM.ORG

This is a **90 day misdemeanor**, thus not reportable to the LAW ENFORCEMENT INFORMATION NETWORK (LEIN).

Most offenders do not commit multiple crimes. A small majority; however, **DO** go on to continue this pattern of voyeuristic behavior, typically for sexual gratification.

While most criminal legislation allows sentence enhancement for subsequent crimes, this legislation, as it stands, does NOT.

Law now allows for DNA to be taken upon adjudication for this crime. DNA is taken for all felons as well as other crimes of a sexually abusive/intrusive nature. While legislation has recognized the importance to obtain DNA for these offenders, we do not, however, report this crime to the Sex Offender Registry as an enhancement for multiple offenses. Unlike INDECENT EXPOSURE which is a reportable offense ~ after 3 convictions.

The attached document shows the criminal history of one offender who has been charged/convicted over 20 times with Window Peeping related crimes. **NONE** of these crimes shows up on his Criminal history; except for his most recent: **HOME INVASION / ASSAULT WITH DANGEROUS WEAPON** (which began as a WINDOW PEEPING).

Because these crimes are not listed in the LEIN system, police and courts would be unaware of this pattern of behavior, unless it occurred in the same jurisdiction.

6/9/87 – WINDOW PEEPING – Mason – \$50

10/10/88 – WINDOW PEEPING - Mason – probation

12/3/90 – WINDOW PEEPING - MASON – DISMISSED pursuant to plea in another case

8/26/91 – DISORDERLY (WINDOW PEEPING) -- East Lansing -- 30 days jail with work release to play the organ in church, 18 months probation; \$100, no contact with the victim, counseling
PROBATION VIOLATION – PROBATION REVOKED

5/2/91 – WINDOW PEEPING – DISMISSED pursuant to plea bargain

5/6/91 – WINDOW PEEPING – DISMISSED pursuant to plea

4/12/93 - DISORDERLY (WINDOW PEEPING) – Mason – \$100, probation, counseling

8/3/93 DISORDERLY (WINDOW PEEPING) -- Mason -- \$100

1/10/94 – DISORDERLY (WINDOW PEEPING) -- E. Lansing -- 15 days jail, credit 1, 2 years probation; \$290 f/c, continue counseling and medication, no contact with victim

5/19/94 – WINDOW PEEPING & FURNISH FALSE INFO TO POLICE -- Lansing -- 15 days jail or \$150 f/c; 6 months probation; 20 hours of CSW, no contact with the victim or victim's family, counseling

9/23/98 – TRESPASSING/Prowling – Lansing – DISMISSED per plea to another case

12/8/98 – HOME INVASION 1st, CCW , WINDOW PEEPING– Eaton Co
– found NOT GUILTY

7/16/99 – WINDOW PEEPING – Mason – DISMISSED CHARGE BY APA PURDY.
DEFENDANT WAS CONVICTED AT JURY TRIAL OF SIMILAR CHARGES.

8/10/99 – DISORDERLY (WINDOW PEEPING) dismissed: NO OPS IN POSSESSION–
Mason – \$200 f/c

10/31/99– WINDOW PEEPING – Mason –DISMISSED CHARGE BY APA PURDY.
DEFENDANT WAS CONVICTED AT JURY TRIAL OF SIMILAR CHARGES.

3/21/00 – PROWLING -- Lansing – 45 days jail, credit 1, 1 year probation, \$375 f/c, \$240 oversight fees, attend and complete counseling as directed (TOTAL HEALTH EDUCATION), no alcohol/drugs; PBT or urine test if directed, maintain employment

3/22/00– DISORDERLY (WINDOW PEEPING) -- Eaton County – 90 days jail

3/29/00 – DISORDERLY (WINDOW PEEPING) – Mason – 90 days jail, credit 9, 30 susp upon \$600 f/c, to run consecutive w/ present sentence in Eaton County

1/16/02 – DISORDERLY (WINDOW PEEPING) – Mason – 45 days jail with credit for 1, 30 days suspended upon \$600 f/c, Counseling with Total Health following Psychological evaluation by Dr. Ruben, No alcohol or drugs, Random PBT's, Random urine drops, GPS tether for full term of probation, 160 hours csw, Not to frequent any establishments where alcohol is served, No contact with drug users, No contact with victim, Curfew of 9pm, Maintain employment

3/1/02 – PROBATION VIOLATION hearing– plead guilty: 93 days jail cr 14, 10 susp upon \$200, Probation REVOKED

4/25/04 – WINDOW PEEPING – Eaton County – 90 DAYS JAIL

9/29/04 – HOME INVASION, ASSAULT W/ DANGEROUS WEAPON –
Ingham Circuit – 12 months jail w/ work release

7/18/04 – WINDOW PEEPING – Mason – PENDING ~ BENCH TRIAL SE T 8/25/05

Additionally: Lansing Township Police records show **DOZENS** other complaints filed over several years, in their department, wherein the defendant was the primary suspect, all related to window peeping, however, insufficient evidence to proceed with a warrant.